

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Mar 09, 2022

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CHRISTINA S.,

Plaintiff,

v.

KILOLO KIJAKAZI, Acting
Commissioner of the Social Security
Administration,

Defendant.

No: 2:21-CV-00150-LRS

ORDER GRANTING STIPULATED
MOTION TO REMAND

BEFORE THE COURT is the parties' Stipulated Motion to Remand pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 21. The Plaintiff is represented by Attorney D. James Tree. The Defendant is represented by Special Assistant United States Attorney David J. Burdett.


After consideration, **IT IS HEREBY ORDERED** that the Stipulated Motion to Remand, **ECF No. 21**, is **GRANTED**. The Commissioner's final decision is reversed and remanded for further proceedings pursuant to sentence four of 42 U.S.C. § 405(g). Upon remand to the Commissioner of Social Security, the Appeals Counsel shall remand this case to the Administrative Law Judge

1 (ALJ). On remand, the ALJ will conduct a new hearing, reevaluate the medical
2 and the testimonial evidence, reevaluate the limitations associated with the
3 claimant's migraines and fibromyalgia, proceed with the sequential evaluation
4 process, and issue a new decision on the issue of whether the claimant was
5 disabled prior to August 1, 2018. Upon proper presentation, this Court will
6 consider Plaintiff's application for costs and attorney's fees under 28 U.S.C. §
7 2412(d).

8 It is **FURTHER ORDERED** that Plaintiff's Motion for Summary
9 Judgment, **ECF No. 16**, is **DENIED** as moot, given the parties' motion for
10 remand.

11 The District Court Executive is hereby directed to enter this Order and
12 provide copies to counsel, enter judgment in favor of the Plaintiff, and **CLOSE** the
13 file.

14 **DATED** March 9, 2022.

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17 LONNY R. SUKO
18 Senior United States District Judge
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